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Attorneys for Defendant
Dickey's Barbecue Restaurants, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Christopher Jenkins,

Plaintiff,

vs.

Dickey's Barbecue Restaurants, Inc.,

Defendant.

Case No. 4:16-cv-07133-EMC

**STIPULATED REQUEST FOR STAY
PENDING ARBITRATION AND
PROPOSED ORDER PURSUANT TO
LOCAL RULES 6-2 AND 7-12;
DECLARATION OF JORDAN D.
GROTZINGER**

Action Filed: December 14, 2016

Plaintiff Christopher Jenkins (“Jenkins”) and Defendant Dickey’s Barbeque Restaurants, Inc. (“Dickey’s”), by and through their respective counsel, stipulate pursuant to Local Rules 6-2 and 7-12 to stay this action pending the completion of a parallel arbitration proceeding.

RECITALS

1. On or about February 25, 2016, Jenkins and other claimants filed a Demand for Arbitration before the American Arbitration Association, captioned *Meadows, et al. v. Dickey’s Barbeque Restaurants, Inc.*, AAA Case No. 01-16-0000-6433. Grotzinger Dec., ¶ 2, Ex. 1.
2. The arbitration was initiated as a result of a November 12, 2015 order from this Court, Hon. Jon S. Tigar, granting Dickey’s motion to compel arbitration in the case of *Meadows, et al. v. Dickey’s Barbeque Restaurants, Inc.*, U.S. District Court, Northern District of California Case No. 15-cv-02139-JST (the “Litigation”). The Litigation remains stayed pending the resolution of arbitration. Grotzinger Dec., ¶ 3, Ex. 2.

STIPULATION

Based on the foregoing, the parties stipulate, subject to Court approval, that this action is stayed pending the completion of arbitration in accordance with the terms of Judge Tigar’s November 12, 2015 order in the Litigation.

DATED: February 1, 2017

GREENBERG TRAURIG, LLP

By: /s/ Jordan D. Grotzinger
 JORDAN D. GROTZINGER
 Attorneys for Defendant
 Dickey’s Barbecue Restaurants, Inc.

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1 DATED: February 1, 2017

THORSNES BARTOLOTTA McGUIRE LLP

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3 By: /s/ Charlynnne I. Rejaian

VINCENT J. BARTOLOTTA, JR.

4 KAREN R. FROSTROM

5 CHARLYNNE I. REJAIAN

6 Attorneys for Plaintiff

Christopher Jenkins

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8 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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10 Dated: February 2, 2017



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14 ATTESTATION PURSUANT TO LOCAL RULES 1(i)(3):

15 I, Jordan D. Grotzinger, counsel for Defendant, attest that concurrence in the filing
16 of this document has been obtained from Plaintiff's counsel, which shall serve in lieu of
17 her signature on the document.

18
19 DATED: February 1, 2017

GREENBERG TRAURIG, LLP

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21 By: /s/ Jordan D. Grotzinger

JORDAN D. GROTZINGER

22 Attorneys for Defendant

23 Dickey's Barbecue Restaurants, Inc.

DECLARATION OF JORDAN D. GROTZINGER

I, Jordan D. Grotzinger, declare as follows:

1. I am a shareholder at the law firm of Greenberg Traurig, LLP, counsel of record for Defendant Dickey's Barbecue Restaurants, Inc. ("Dickey's") in this action. I make this declaration based on my personal knowledge and could competently testify to the facts set forth herein.

2. On or about February 25, 2016, Plaintiff Christopher Jenkins and other claimants filed a Demand for Arbitration before the American Arbitration Association, captioned *Meadows, et al. v. Dickey's Barbeque Restaurants, Inc.*, AAA Case No. 01-16-0000-6433. A true copy of the Demand for Arbitration is attached hereto as Exhibit 1.

3. The arbitration was initiated as a result of a November 12, 2015 order from this Court, Hon. Jon S. Tigar, granting Dickey's motion to compel arbitration in the case of *Meadows, et al. v. Dickey's Barbeque Restaurants, Inc.*, U.S. District Court, Northern District of California Case No. 15-cv-02139-JST (the "Litigation"). The Litigation remains stayed pending the resolution of arbitration. A true copy of Judge Tigar's November 12, 2015 order is attached hereto as Exhibit 2.

I swear under penalty of perjury under the laws of the United States that the foregoing is true and that this Declaration was executed on February 1, 2017 in Los Angeles, California.

/s/ Jordan D. Grotzinger
JORDAN D. GROTZINGER